

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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PATRICK B. JOHNSON,

Plaintiff,

v.

KATHY WHELAN, SHERIFF MEISTER,  
HELEN FRANK and VICKIE PAPARA,

Defendants.

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ORDER

12-cv-554-wmc

In response to this court's August 20, 2012 order, plaintiff has submitted an amended affidavit of indigency to support his request for leave to proceed *in forma pauperis*. The standard for determining whether plaintiff qualifies for indigent status is the following:

- From plaintiff's annual gross income, the court subtracts \$3700 for each dependent excluding the plaintiff.
- If the balance is less than \$16,000, the plaintiff may proceed without any prepayment of fees and costs.
- If the balance is greater than \$16,000 but less than \$32,000, the plaintiff must prepay half the fees and costs.
- If the balance is greater than \$32,000, the plaintiff must prepay all fees and costs.
- Substantial assets or debts require individual consideration.

In this case, plaintiff's only receives food stamps in the amount of \$200 a month. He has no other income and states in his affidavit that he lives with friends. Because plaintiff's income is less than \$16,000, he can proceed without any prepayment of fees or costs.

Accordingly, IT IS ORDERED that plaintiff's complaint is taken under advisement. As soon as the court's calendar permits, plaintiff's complaint will be screened pursuant to 28 U.S.C. § 1915 to determine whether the case must be dismissed either because the complaint is frivolous or malicious, fails to state a claim on which relief may be granted or seeks monetary relief against a defendant who is immune from such relief. Plaintiff will be notified promptly

when such a decision has been made. In the meantime, if plaintiff needs to communicate with the court about this case, he should be sure to write the case number shown above on his communication.

Entered this 24<sup>th</sup> day of August, 2012.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge